

THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

UNITED FINANCIAL CASUALTY  
COMPANY

Plaintiff

v.

A.M. SKIER AGENCY INC., et al.

Defendants.

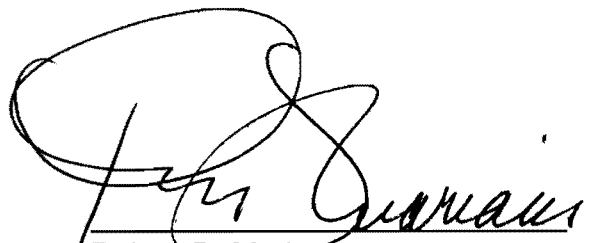
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(JUDGE MARIANI)

ORDER

AND NOW, THIS 5<sup>th</sup> DAY OF MARCH, 2014, upon consideration of  
Defendants' Motion to Dismiss (Doc. 9) and all accompanying briefs, **IT IS HEREBY  
ORDERED THAT:**

1. Defendants' Motion to Dismiss is **GRANTED IN PART AND DENIED IN PART.**
  - a. Defendants' motion to dismiss Count II (Plaintiff's Equitable Subrogation Claim) is **DENIED.**
  - b. Defendants' motion to dismiss Count III (Plaintiff's Fraud Claim) is **GRANTED.** Count III is **DISMISSED WITH PREJUDICE.**

  
Robert D. Mariani  
United States District Judge